IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

MONDAY, THE 17TH DECEMBER 2007 / 26TH AGRAHAYANA 1929

Tr.P(C).No. 246 of 2007()

(O.S.NO.2544/2007 ON THE FILE OF MUNSIFF'S COURT, THRISSUR TO THE FIRST ADDITIONAL DIST.COURT, ERNAKULAM)

PETITIONERS:DEFENDANTS NO.1 TO 4:

1. **FR.JIJU VARGHESE, S/O.VARGHESE, THANNIKOTTU HOUSE, KAIRADY VILLAGE, CHITTUR TALUK, KAIRADY P.O., KAITHACHIRA, PALGHAT DISTRICT.**

2. **O.U.ELIAS, S/O.ULAHANNAN, OONNUKALLIL HOUSE, MANNAMANGALAM VILLAGE, P.O.MANNAMANGALAM, TRICHUR TALUK.**

3. **T.S.REJI, S/O.SKARIA, THECHELIKKARA PUTHENPURAYIL HOUSE, VEETUKAD, P.O.PUTHANKAVU, TRICHUR TALUK, TRICHUR DISTRICT.**

4. **P.M.ISSAC, S/O.MATHEW, PALLIKUNNEL HOUSE, PEECHI VILLAGE, MANNAMANGALAM P.O., TRICHUR TALUK, TRICHUR DISTRICT.**

BY ADV. SRI.SAJAN VARGHEESE K.

RESPONDENTS:

1. **FR.REJI MANKUZHA, S/O.PAILY, MANKUZHA HOUSE, VELLIKULANGARA VILLAGE, P.O.VELLIKULANGARA, KODAKARA VIA, MUKUNDAPURAM TALUK, TRICHUR DISTRICT.**

2. **M.V.VARGHESE, S/O.VARKEY, MUNDASSERY HOUSE, PEECHI VILLAGE, P.O.MANNAMANGALAM, KOLAMKUNDU, TRICHUR TALUK, TRICHUR DISTRICT-680 014.**

KSS

..2/-

3. POULOSE.C.I., S/O.IPPE,
CHEMMANAM HOUSE, PEECHI VILLAGE,
P.O.MANNAMANGALAM, KOLAMKUNDU, TRICHUR TALUK,
TRICHUR DISTRICT-680 014.

4. P.V.BABU, S/O.VARKEY,
PERUMANITHADATHIL HOUSE, PEECHI VILLAGE,
P.O.ASARIKKADU, TRICHUR TALUK, TRICHUR DISTRICT-
680 751.

5. JIJU.P.VARGHESE, S/O.P.M.GEEVARGHESE,
PALISSERY HOUSE, MANNAMANGALAM VILLAGE,
P.O.MANNAMANGALAM, TRICHUR TALUK,
TRICHUR DISTRICT-680 014.

6. KURIAKOSE, S/O.GEORGE,
BISHOP HOUSE, PANANCHERY VILLAGE,
POOVANCHIRA, P.O.CHUVANNAMANNU, TRICHUR TALUK,
TRICHUR DISTRICT.

7. H.G.THOMAS MAR DIONYSIUS (H.B.MAR
BASELIOUS THOMAS I), S/O.MATHOO,
PATRIARCHAL CENTRE, PUTHENCRUZ, ERNAKULAM
DISTRICT.

R1 TO R5 BY ADV. SRI.K.K.APPU
SRI.JOSEPH SHYLAN
SRI.NAVAS V.E.

THIS TRANSFER PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 17/12/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER IN I.A.NO.2797/2007 IN Tr.P(C) NO.246/2007

DISMISSED

17/12/2007 **SD/- M.N.KRISHNAN, JUDGE**

/TRUE COPY/

P.A.TO JUDGE

M.N. KRISHNAN, J.

= = = = = = = = = = = = = = =

Tr.P.C. NO. 246 OF 2007

= = = = = = = = = = = = = = =

Dated this the 17th day of December, 2007.

J U D G M E N T

This Transfer Petition is filed to transfer O.S.2544/07 pending before the Munsiff's Court, Thrissur to the 1st Addl. District Court, Ernakulam. 1st Addl. District Court, Ernakulam is a Court which is trying and disposing of matters relating to Churches as per the Government notification. Even now it is functioning so though the notification is not extended from time to time. Being an expert Court on Church matters to save time I direct the case O.S.2544/07 be transferred from Munsiff's Court, Thrissur to the 1st Addl. District Court, Ernakulam. The learned counsel for the respondent has brought to my notice that an application was posted for orders and it could not be pronounced on account of the stay granted by this Court. I had also obtained a report from the Munsiff. It is only on account of the stay by this Court it was

not pronounced. Therefore I permit the Munsiff Court to pronounce orders in I.A.9079/07 which was heard by that Court thereafter transfer the case to the 1st Addl. District Court, Ernakulam for joint trial and disposal.

The Tr.P.C. is disposed of accordingly.

M.N. KRISHNAN, JUDGE.

ul/-